

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of ANDREW RAY KLOSOWSKI,
Minor.

DEPARTMENT OF HUMAN SERVICES,

Petitioner-Appellee,

v

DARLENE ANN KLOSOWSKI,

Respondent-Appellant,

and

MICHAEL CESSNA,

Respondent.

UNPUBLISHED

July 24, 2008

No. 283082

Wayne Circuit Court

Family Division

LC No. 06-457072-NA

Before: Saad, C.J., and Fort Hood and Borrello, JJ.

MEMORANDUM.

Respondent Klosowski appeals as of right from a circuit court order terminating her parental rights to the minor child pursuant to MCL 712A.19b(3)(c)(i), (g), and (j). For the reasons set forth herein, we affirm.

The trial court did not clearly err in finding that the statutory grounds for termination were proven by clear and convincing evidence. *In re Archer*, 277 Mich App 71, 73; 744 NW2d 1 (2007). Respondent was unable to take care of her son and left him with others who neglected him as well. Although respondent participated in services, she denied that she was in need of services and failed to benefit from the services that were offered. Contrary to what respondent argues, the trial court was not required to find that she would neglect her child for the long-term future. *Fritts v Krugh*, 354 Mich 97, 114; 92 NW2d 604 (1958), overruled on other grounds by *In re Hatcher*, 443 Mich 426, 444; 505 NW2d 834 (1993). The *Fritts* case predates the enactment of § 19b(3), which now governs the criteria for termination.

Further, the evidence did not clearly show that termination of respondent's parental rights was not in the child's best interests. *In re Trejo*, 462 Mich 341, 354; 612 NW2d 407 (2000); MCL 712A.19b(5). The court was not obligated to place the child with relatives in lieu of

termination. See *In re IEM*, 233 Mich App 438, 453; 592 NW2d 751 (1999); *In re McIntyre*, 192 Mich App 47, 53; 480 NW2d 293 (1991); *In re Futch*, 144 Mich App 163, 170; 375 NW2d 375 (1984). The trial court did not clearly err in terminating respondent's parental rights. *In re Trejo, supra* at 356-357.

Affirmed.

/s/ Henry William Saad
/s/ Karen M. Fort Hood
/s/ Stephen L. Borrello